

January 8, 1976

the matters dealing with the subject of wire tap .... It's almost in the nature of purely a technical changes act ... technical amendment act. The Committee merely placed the amendments on the bill. I would move the committee amendments. These are merely technical amendments in wording only. That's just a technical change is all. There is another amendment, however, I believe on the desk which is printed in the Journal.

PRESIDENT: The question is the adoption of the amendments. Record your vote. Please vote. Record.

CLERK: 27 ayes, 0 nays.

PRESIDENT: The amendments are adopted.

CLERK: Now, Mr. President, there are some further amendments offered by Senator Luedtke.

SENATOR LUEDTKE: Do you want to take these up one at a time, Mr. President? I think maybe that'd be the best. These were printed in the .... OK, fine.

SENATOR MAHONEY: Mr. President, the bill, very briefly to explain it, is the wire tap bill that this Legislature passed some four years ago ... an updating of it by people who monitor this type of situation. The County Attorney in Douglas County found that there were certain decisions coming down from the federal courts that, unless we made changes in our Nebraska law that the wire tapping cases that they have in certain cases that they asked judges for the wire taps would be thrown out and voided by constitutional questions. So the very appearance of this bill and the amendments in which the Chairman of the Judiciary has is to make it proper and fitting the Nebraska Statutes. It was necessary that the answer to some of these things be placed into the bill, as the Executive Board, last year about March 2nd, agreed to put the bill in so that Nebraska Statutes would be proper and up-to-date with the most recent Supreme Court decisions, this would be most helpful for criminal immunity in case of Grand Jury investigations. It's a bill that is, I believe, necessary. We ran out of time last year and we didn't get a chance to hear it before we went home on our June 1st of 2nd decision of ending the session at that point.

Senator Luedtke, do you want to explain your amendments? I move that the bill, Mr. Clerk .... I'm finished as far as the explanation. If the Chairman of the Judiciary has any further technical amendments, I think they are just for the Statutes sake.

SENATOR LUEDTKE: Yes. We have some amendments which were printed in the Journal for the 60th day on page 1429. They're in the Bill Book. I'll give you the background of the amendments as the same with the other technical amendments that the Committee put on.